IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8464 OF 2007

Peersab Maktum Shaikh .. Petitioner

Versus

Abidabi Ebrahim Shaikh .. Respondent

Mr.M.D.Parab for petitioner

CORAM : S.C.DHARMADHIKARI, J.

DATE : 3rd December 2007

P.C.

. This matter arises out of R.T.S. proceedings. There is no warrant for interference inasmuch as in R.T.S. proceedings, question of right, title and interest to the immovable properties is not decided. More so, in

the facts of present case, when the civil suit is pending. It is for the civil court to decide these issues and when it will decide the same, it will not be influenced by any observations in the orders under challenge. With this clarification petition is disposed of.

(S.C.Dharmadhikari, J)